



Attorney Docket No. **CONF R-004/02US**

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Ben A. HITT et al.

Serial No.: 10/628,136

Examiner: *Unassigned*

Confirmation No.: 4523

Art Unit: 1631

Filed: July 28, 2003

For: **QUALITY ASSURANCE/QUALITY CONTROL FOR ELECTROSPRAY
IONIZATION PROCESSES**

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window , **Mail Stop Missing Parts**
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

**CORRECTION OF
PRIORITY CLAIM UNDER 37 C.F.R. §1.78**

Applicants hereby request a correction of the priority claim under 35 U.S.C. § 119 for the benefit of prior filed U.S. application.

Applicants submit the following in connection with their request to correct priority in this application:

1. This application claims priority under 35 U.S.C. § 119(e) to U.S. Provisional Patent Application No. 60/398,831, entitled "Quality Assurance/Quality Control for SELDI-TOF Mass Spectra," filed on July 29, 2002, the contents of which are hereby incorporated by reference in their entirety.
2. A preliminary amendment is filed herewith to amend the first paragraph of the specification to contain this reference. 37 C.F.R. § 1.78(a)(5)(i).

3. This request has been filed within the later of four months from the actual filing date of the later-filed application (November 28, 2003) or sixteen months from the filing date of the prior-filed provisional application (November 29, 2003). 37 C.F.R. § 1.78(a)(5)(ii).

Because this request for corrected priority claim has been filed within the time period provided in 37 C.F.R. § 1.78(a)(5)(ii), Applicants believe no fees are due.


The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: 11/13/03

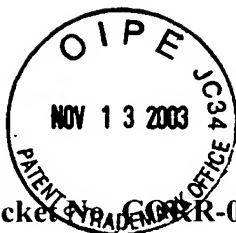
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Respectfully submitted,
COOLEY GODWARD LLP

By:



Randy V. Sabett
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\$1

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**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application under 37 C.F.R. § 1.53(e) or (f) mailed November 6, 2003, enclosed are:

- ☒ copy of the Notice to File Missing Parts of Application
- ☒ executed Declaration
- ☒ Power by Assignee with copy of executed assignment
- ☐ Petition for Extension of Time
- ☒ Information Disclosure Statement Transmittal, Information Disclosure Statement and PTO/SB/08A with copies of twenty-three (23) cited references and four (4) copending applications
- ☒ Correction of Priority Claim under 37 C.F.R. § 1.78
- ☒ Preliminary Amendment

and the payment of the following fee(s):

- ☒ Filing fee of \$770.00
- ☒ Surcharge fee for Late Filing of Declaration of \$130.00
- ☒ Other fees: Additional Claim Fees: \$194.00

Total Fee due: \$1,094.00.

☒ A check in the amount of \$1,094.00 for the total fee is attached.


☐ Please charge \$___ to Deposit Account No. 50-1283 for the total fee. This paper is being submitted in duplicate.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: 11/13/03

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